

R E M A R K S

The Specification at page 4, lines 22-25 has been amended. Claims 1-5 and 7-10 are currently pending. Claims 1, 4, 5, 7, 8 and 9 have been amended. Applicants are of the view that none of the amendments introduce any new matter into the specification. Support for the limitation “packet burst mode service” appears at page 6, lines 9-10. Claim 6 has been cancelled, since the subject matter of that claim has now been incorporated into claim 1. To the extent that the amendments hereto have not rendered moot all outstanding grounds for rejection, Applicants respectfully traverse any grounds of rejection that may remain. Applicants note that all pending claims depend directly or indirectly on claim 1, and therefore if allowable, so too would all claims depending thereon. Applicants further note the conditional allowance of claims 8 and 10.

Claims 1-10 have been rejected under 35 U.S.C. § 112 (2nd ¶) for the reasons set forth in item No. 2 at page 2 of the Official Action, and not herein repeated.

Claims 1-3 have been rejected under 35 U.S.C. § 102(e) as anticipated by U.S. Patent No. 6,519,266 (Manning et al.) for the reasons advanced in item No. 4 at pages 2-3 of the Official Action, and not herein repeated.

Finally, claim 4-7 and 9 have been rejected under 35 U.S.C. § 103(a) as obvious over Manning et al. for the reasons discussed in item No. 6 on pages 3-5 of the Official Action, and not herein repeated.

First, with regard to the § 112 rejection, Applicants believe that the amendment to claim 1, fully responds to the Examiner’s rejection and renders it moot.

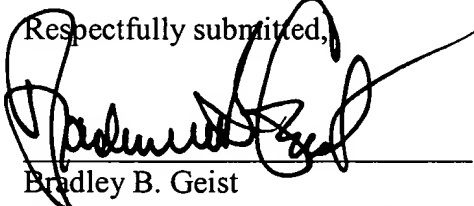
Second, since claim 1, now incorporates the limitation in original claim 6, the rejection of claims 1-3 under § 102(e) for anticipation by Manning et al. is believed to be moot.

Further, Applicants contend that the limitation incorporated into claim 1 from claim 6 is neither disclosed nor suggested by Manning et al., in which several different service layers are provided according to the types of service. For example, a first MAC layer and a second MAC layer are respectively provided for monitoring and controlling the use of the logical channels used by the packet data service and a voice service. Namely, in Manning et al., it is not disclosed that the service option of the packet is determined by the MAC layer control unit, and it is neither disclosed that which packet is transmitted via CTCH and DTCH, respectively. The foregoing argument is believed to be fatal to the Examiner's § 103(a) rejection.

CONCLUSION

In view of the amendments and remarks hereinabove, Applicants respectfully request reconsideration of the pending claims.

Dated: October 5, 2004

Respectfully submitted,  
  
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